

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

ASTRAZENECA PHARMACEUTICALS LP,  
ASTRAZENECA UK LIMITED, KUDOS  
PHARMACEUTICALS LIMITED, THE  
UNIVERSITY OF SHEFFIELD, and MSD  
INTERNATIONAL BUSINESS GMBH,

*Plaintiffs,*

v.

NATCO PHARMA LIMITED and NATCO  
PHARMA INC.,

*Defendants.*

Civil Action No. 3:23-796 (RK) (TJB)

**STIPULATION AND CONSOLIDATED  
AMENDED PRETRIAL SCHEDULING  
ORDER**

ASTRAZENECA PHARMACEUTICALS LP,  
ASTRAZENECA UK LIMITED, KUDOS  
PHARMACEUTICALS LIMITED, THE  
UNIVERSITY OF SHEFFIELD, and MSD  
INTERNATIONAL BUSINESS GMBH,

*Plaintiffs,*

v.

SANDOZ INC.,

*Defendant.*

Civil Action No. 3:24-641 (RK) (TJB)  
(Consolidated with 3:23-796)

ASTRAZENECA PHARMACEUTICALS LP,  
ASTRAZENECA UK LIMITED,  
ASTRAZENECA AB, KUDOS  
PHARMACEUTICALS LIMITED, and MSD  
INTERNATIONAL BUSINESS GMBH,

*Plaintiffs,*

v.

NATCO PHARMA LIMITED and NATCO  
PHARMA INC.,

*Defendants.*

Civil Action No. 3:24-5887 (RK) (TJB)  
(Consolidated with 3:23-796)

ASTRAZENECA PHARMACEUTICALS LP,  
ASTRAZENECA UK LIMITED, KUDOS  
PHARMACEUTICALS LIMITED, THE  
UNIVERSITY OF SHEFFIELD, and MSD  
INTERNATIONAL BUSINESS GMBH,

*Plaintiffs,*

v.

SANDOZ INC.,

*Defendant.*

Civil Action No. 3:24-5889 (RK) (TJB)  
(Consolidated with 3:23-796)

ASTRAZENECA PHARMACEUTICALS LP,  
ASTRAZENECA UK LIMITED,  
ASTRAZENECA AB, KUDOS  
PHARMACEUTICALS LIMITED, THE  
UNIVERSITY OF SHEFFIELD, and MSD  
INTERNATIONAL BUSINESS GMBH,

*Plaintiffs,*

v.

CIPLA LIMITED and CIPLA USA, INC.,

*Defendants.*

Civil Action No. 3:24-7346 (RK) (TJB)  
(Consolidated with 3:23-796)

ASTRAZENECA PHARMACEUTICALS LP,  
ASTRAZENECA UK LIMITED,  
ASTRAZENECA AB, KUDOS  
PHARMACEUTICALS LIMITED, and MSD  
INTERNATIONAL BUSINESS GMBH,

*Plaintiffs,*

v.

NATCO PHARMA LIMITED and NATCO  
PHARMA INC.,

*Defendants.*

Civil Action No. 3:24-8162 (RK) (TJB)  
(Consolidated with 3:23-796)

ASTRAZENECA PHARMACEUTICALS LP,  
ASTRAZENECA UK LIMITED,  
ASTRAZENECA AB, KUDOS  
PHARMACEUTICALS LIMITED, THE  
UNIVERSITY OF SHEFFIELD, and MSD  
INTERNATIONAL BUSINESS GMBH,

*Plaintiffs,*

v.

SANDOZ INC.,

*Defendant.*

Civil Action No. 3:24-8164 (RK) (TJB)  
(Consolidated with 3:23-796)

ASTRAZENECA PHARMACEUTICALS LP,  
ASTRAZENECA UK LIMITED,  
ASTRAZENECA AB, KUDOS  
PHARMACEUTICALS LIMITED, THE  
UNIVERSITY OF SHEFFIELD, and MSD  
INTERNATIONAL BUSINESS GMBH,

*Plaintiffs,*

v.

CIPLA LIMITED and CIPLA USA, INC.,

*Defendants.*

Civil Action No. 3:24-8167 (RK) (TJB)  
(Consolidated with 3:23-796)

Plaintiffs AstraZeneca Pharmaceuticals LP, AstraZeneca UK Limited, AstraZeneca AB, Kudos Pharmaceuticals Limited, The University of Sheffield, and MSD International Business GmbH (collectively, “Plaintiffs”), Defendants Natco Pharma Limited, Natco Pharma Inc. (collectively, “Natco”), Defendant Sandoz Inc. (“Sandoz”), and Defendants Cipla Limited and Cipla USA, Inc. (collectively, “Cipla”) (together with Natco and Sandoz, “Defendants”) by and through their respective undersigned counsel, have agreed to the following stipulation, subject to the approval of the Court:

**WHEREAS**, the above-captioned actions, Civil Action Nos. 3:23-796 (consolidated), 3:24-641, 3:24-5887, 3:24-5889, 3:24-7346, 3:24-8162, 3:24-8164, and 3:24-8167 are currently pending in this Court and involve many of the same Plaintiffs, some related patents, and the same active ingredient in each of the Abbreviated New Drug Applications (“ANDA”) and referenced New Drug Applications for LYNPARZA® (olaparib) tablets;

**WHEREAS**, the parties concomitantly seek to consolidate these actions for all pretrial purposes; and

**WHEREAS**, the parties agree that consolidation of the above-captioned actions for all pretrial purposes would promote judicial economy and conserve the Court’s and the parties’ time and resources.

**NOW THEREFORE**, the parties stipulate the following consolidated, amended schedule:

<b>Deadline</b>	<b>Current Case Schedule</b>	<b>Agreed Upon New Date</b>
Plaintiffs' Disclosure of Asserted Claims re '530, '001 patents for Sandoz and Natco	August 23, 2024	--
Plaintiffs Disclosure of Asserted Claims re '695 patent for Sandoz and Natco	--	August 23, 2024
Plaintiffs' Disclosure of Asserted Claims re '562, '530, '001, '842, '396, '695 patents for Cipla;		Within 14 days of production of Cipla's ANDA.
Defendants' Invalidity and Non-infringement Contentions re '842, '396, '530, '001 patents	October 18, 2024	--
Defendants' Invalidity and Non-infringement Contentions re '695 patent;  Cipla's Invalidity and Non-infringement Contentions re '562 patent	--	October 18, 2024
Plaintiffs' Validity and Infringement Contentions re '842, '396, '530, '001 patents for Defendants, if applicable	December 12, 2024	--
Plaintiffs' Validity and Infringement Contentions re '695 patent for Defendants;  Plaintiffs' Validity and Infringement Contentions re '562 patent for Cipla	--	December 12, 2024
Exchange Proposed Claim Terms for Construction	December 20, 2024	--

Exchange Preliminary Proposed Claim Constructions and Identify Evidence	January 9, 2025	--
Identify Rebuttal Claim Construction Evidence	January 23, 2025	--
Submit Joint Claim Construction and Prehearing Statement	February 6, 2025	--
Completion of Claim Construction Discovery	February 28, 2025	--
Opening Markman Submissions	March 27, 2025	--
Completion of Claim Construction Expert Discovery	April 24, 2025	--
Responsive Markman Submissions	May 22, 2025	--
Submit Proposed Schedule to Court re Claim Construction Hearing	May 30, 2025	--
Claim Construction Hearing	June/July 2025, as the Court's schedule permits	--
Substantial Completion of Document Production	May 15, 2025	--
Close of fact discovery	August 29, 2025	--
Opening expert reports	October 17, 2025	--
Rebuttal expert reports (and opening report on objective indicia by Plaintiffs)	December 5, 2025	--
Reply expert reports	January 9, 2026	--
Close of expert discovery	March 6, 2026	--
Opening summary judgment and <i>Daubert</i> motions	March 27, 2026	--
Oppositions to SJ and <i>Daubert</i> motions	April 24, 2026	--
Replies in support of SJ and <i>Daubert</i> motions	May 8, 2026	--
Submissions of Joint Pretrial Order	June 5, 2026	--
Pre-trial Conference	June/July 2026 (as the Court's schedule permits)	--

Trial Ready	June/July 2026	--
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**AGREED AND STIPULATED TO:**

Dated: August 9, 2024

s/ Charles H. Chevalier  
 Charles Chevalier  
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s/ Eric I. Abraham  
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Respectfully Submitted by:

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**IT IS SO ORDERED.**

Dated: August \_\_\_, 2024

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TONIANNE J. BONGIOVANNI  
United States Magistrate Judge